

MAY 11 2006

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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner Saltarelli, Dominic D.

**Firm:** U.S. Patent and Trademark Office

**Facsimile:** 571-273-8300

**From:** Thomas F. Presson

**Date:** May 11, 2006

**Re:** U.S. Patent Application No. 09/581/689  
Attorney Docket No. 450101-4689

**Number of Pages:** 51  
(including cover page)

**cc:**

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PATENT  
450101-4689RECEIVED  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gentaro OKAYASU et al.  
 Serial No. : 09/581,689  
 For : DEVICE CONTROL APPARATUS AND METHOD  
 Filed : June 19, 2001  
 Examiner : SALTARELLI, Dominic D.  
 Art Unit : 2623

MAIL STOP AMENDMENT  
 COMMISSIONER FOR PATENTS  
 Alexandria, VA 22313-1450  
 Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

## Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional fee
Total claims	121	Minus	121 =	0 ×	\$50(25)	= \$0
Independent claims	19	Minus	19 =	0 ×	\$200(100)	= \$0
				Total additional fee for this amendment		= \$0

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
 \*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
 \*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$360 (\$180) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the \_\_\_\_\_ month following the expiration of the term originally set therefor. This is a petition to request a \_\_\_\_\_-month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A USPTO Form 2038 - Credit Card Payment Form in the amount of \$ \_\_\_\_\_ .00 is attached, which covers the cost of ☐ additional claims and ☐ -month petition for extension of time.
- ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

## CERTIFICATE OF FACSIMILE

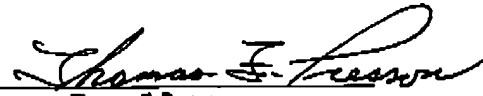
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Barnet Shindelman  
 (Name of person signing transmittal)

  
 Signature

May 11, 2006  
 Date of Signature

FROMMER LAWRENCE & HAUG, LLP  
 Attorneys for Applicant(s)

By:   
 Thomas F. Presson  
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U.S. Patent Application No. 09/581,689  
Reply to Office Action dated September 30, 2005

PATENT  
450101-4689

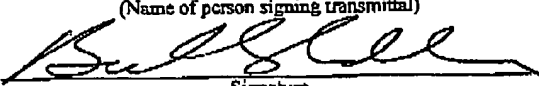
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Art Unit : 2623  
Confirmation No. : 9687

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<b><u>CERTIFICATE OF FACSIMILE</u></b>
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<u>Barnet Shindlman</u> (Name of person signing transmittal)
 Signature
<u>May 11, 2006</u> Date of Signature

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Complaint Amendment mailed on April 17, 2006, having a one-month statutory period for response set to expire on May 17, 2006, Applicants submit herewith a complete listing of the claims and revised remarks.

U.S. Patent Application No. 09/581,689  
Reply to Office Action dated September 30, 2005

PATENT  
450101-4689

**Listing of the Claims** begins on page 3 of this paper.

**Remarks/Arguments** begin on page 46 of this paper.